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1 A P P E A R A N C E S

2 (All participants appeared remotely.)

3

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19

20 ALSO PRESENT:

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22

23

24

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## I N D E X

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1 SEATTLE, WASHINGTON; JULY 22, 2020  
2 2:46 P.M. (EST)  
3 --oo--  
4 THE VIDEOGRAPHER: We are on the record at  
5 2:46 p.m. in the Eastern Time Zone.  
6 Today is July 22nd, 2020. We are here for the  
7 video deposition of QuoteWizard.com represented by  
8 Matthew Weeks, being taken by counsel for the plaintiff  
9 in the matter of Joseph Mantha versus QuoteWizard.com.  
10 This case is filed in the U.S. District Court  
11 for the District of Massachusetts. The case number is  
12 1:19-cv-12235.  
13 This deposition is being conducted remotely.  
14 My name is Michael Takos from the firm Veritext, and I'm  
15 the videographer. The court reporter is Cheryl Spry  
16 from the firm Veritext.  
17 Counsel, please identify yourselves and state  
18 whom you represent. If there are any objections to the  
19 proceeding, please state them at the time of your  
20 appearance.  
21 MR. BRODERICK: This is Edward Broderick for  
22 the plaintiff.  
23 MR. POLANSKY: This is Kevin Polansky on  
24 behalf of the defendant, QuoteWizard.com, LLC.  
25 THE VIDEOGRAPHER: Will the court reporter

1 please swear in the witness.

2 MATTHEW WEEKS,

3 sworn as a witness by the Certified Court Reporter,

**4** testified as follows:

5 EXAMINATION

6 BY MR. BRODERICK:

7 Q. Okay. Thanks for being here, Mr. Weeks.

8 Obviously, we met off the record, but my name is Ted  
9 Broderick and I represent the plaintiff, Joe Mantha.

10                   The first thing I'm going to do is show you an  
11                   exhibit, which is the notice of this deposition. Let's  
12                   see if I can do this correctly.

13 There. Do you see that?

14 A. I'm looking in the --

15 Q. In the "Marked Exhibits."

16                   A. Let me refresh and see if it shows up. I  
17 still only see the Verizon IP.

18 Q. Maybe go out of the doc -- out of the folder  
19 and back in.

20 A. Yeah.

21 MR. POLANSKY: Matthew, double click on the  
22 document again to refresh.

23                   A.     Yeah, I see the -- now I see the notice of  
24                   30(b)(6) PDF.

25 Q. (BY MR. BRODERICK:) And Mr. Weeks, could you

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1 state your name, full name for the record and your job  
2 title?

3 A. Matthew Weeks. And I am senior manager of  
4 data partnerships for QuoteWizard.

5 Q. Okay. And do you recognize that notice of  
6 30(b) (6) QuoteWizard document?

7 A. I was -- yes, I do.

8 Q. Okay. And are you -- are you designated to  
9 testify on behalf of QuoteWizard as to all topics listed  
10 in that document?

11 A. Yes.

12 Q. And what did you do to prepare for this  
13 deposition?

14 A. I went back through my calendar to refresh  
15 myself on some dates, as well as check some emails.

16 Q. Did you speak with any other employees of  
17 QuoteWizard?

18 A. I did not.

19 Q. And before you answered interrogatories as  
20 they pertain to Mr. Mantha's alleged consent to receive  
21 calls by or on behalf of QuoteWizard, did you talk to  
22 other employees when you were answering interrogatories?

23 A. I did not.

24 Q. And do you understand that your testimony is  
25 on behalf of QuoteWizard in each of the topics in that

1 30 (b) (6) notice?

2 A. I do.

3 MR. BRODERICK: So I'm going to try to move  
4 this into the "Introduce Exhibit."

5 (Deposition Exhibit 1 was marked for  
6 identification.)

7 MR. BRODERICK: Okay, it looks like that  
8 worked.

9 Q. (BY MR. BRODERICK:) What is your  
10 understanding of Mr. Mantha's claim against QuoteWizard?

11 A. I don't have much understanding of it. I  
12 mean, I seen -- briefly seen the complaint, and that's  
13 about it.

14 Q. Okay. And do you have any understanding as to  
15 restrictions placed on telemarketing by the Telephone  
16 Consumer Protection Act, which I'll refer to as the  
17 "TCPA"?

18 MR. POLANSKY: Objection.

19 You can answer.

20 A. Say that again?

21 Q. (BY MR. BRODERICK:) Do you have any  
22 understanding of -- the statute that Mr. Mantha is suing  
23 under is the Telephone Consumer Protection Act. And I  
24 was asking if you have any understanding as to what  
25 that -- what restrictions that places on telemarketing.

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1 MR. POLANSKY: Objection.

2 You can answer, if you know.

3 A. I have a very high-level understanding of it,  
4 not -- you know, by no means an expert on TCPA.

5 Q. (BY MR. BRODERICK:) That's fine. What's your  
6 understanding of the TCPA?

7 A. It's the set of guidelines that telemarketers  
8 have to abide by in order to obey the law.

9 Q. Okay. And what's your understanding of the  
10 consent required to call someone whose telephone number  
11 is listed on the National Do Not Call Registry?

12 MR. POLANSKY: Objection.

13 You can answer.

14 A. My understanding, I mean, if someone is on the  
15 Do Not Call directory, a company should not call them.

16 THE VIDEOGRAPHER: Counsel, could we go off  
17 the record briefly? I want to see if we can get your  
18 microphone turned up.

19 MR. BRODERICK: Sure.

20 THE VIDEOGRAPHER: Going off record. The time  
21 now is 2:54 p.m.

22 (Discussion off the record.)

23 THE VIDEOGRAPHER: We are back on record.

24 It's 2:55 p.m.

25 Q. (BY MR. BRODERICK:) Mr. Weeks, does

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1           QuoteWizard claim that Mr. Mantha provided his prior  
2           expressed written consent to receive text messages from  
3           QuoteWizard?

4           A.     It's our belief that consent was provided,  
5           yes.

6           Q.     Okay. And can you explain what that belief is  
7           based on?

8           A.     The belief is based on information provided to  
9           us from another company.

10          Q.     What are those other companies?

11          A.     That would be RevPoint Media.

12          Q.     Okay. And you said "companies" plural. What  
13          others?

14          A.     I said company, singular.

15          Q.     Company, okay. Sorry.

16           And what documents support that claim, that  
17          Mr. Mantha gave prior expressed written consent?

18          A.     We have a contract with RevPoint that  
19          explicitly states that they, you know, cannot break the  
20          law and, you know, send us leads that have not been --  
21          you know, have not given consent.

22           We also -- we do not purchase leads that don't  
23          have a Jornaya LeadiD attached to them.

24          Q.     Okay. Any other documents that support that  
25          claim?

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1                          MR. POLANSKY: What was that? I couldn't hear  
2                          that.

3                          Q. (BY MR. BRODERICK:) Any other documents that  
4                          support the claim that Mr. Mantha provided prior  
5                          expressed written consent?

6                          A. We -- there -- when asked to provide -- when  
7                          this initially came up and we received the complaint and  
8                          reached out to RevPoint Media to provide the consent  
9                          information, and they sent me some things such as the IP  
10                        address of the complainant, and as well as the URL to  
11                        the consent portion of the website that the complainant  
12                        went through.

13                        Q. Okay. Who was it you spoke to at RevPoint to  
14                        collect that information?

15                        A. His name is Michael Fishman.

16                        Q. Did you talk to him on the telephone or did  
17                        you send him an email?

18                        A. I talked -- email. I mean, I have talked to  
19                        him on the phone, not about this, but...

20                        Q. Okay. And how did he provide that, that  
21                        document that we're discussing to you? Did he email it  
22                        to you?

23                        A. Yes, email.

24                        MR. POLANSKY: Objection.

25                        Q. (BY MR. BRODERICK:) Okay. And I'm going to

1 show you a document now.

2               Okay. In the "Marked Exhibits" folder, do you  
3 see a document labeled "QuoteWizard Opt In"?

4               A. Yes.

5               Q. Okay. Can you open that document and tell me  
6 what it is?

7               A. This is the report that I compiled after we  
8 received the complaint from Mr. Mantha.

9               Q. And you say you compiled this, or was it --  
10 well, tell me what you mean by you "compiled" it.

11              A. I mean exactly that, I compiled it. I reached  
12 out to RevPoint to get some of the information contained  
13 in it, and I included the rest myself from our own  
14 database.

15              Q. What information in that document came from  
16 RevPoint?

17              A. The consumer IP address, the form URL.

18              Q. Is that it?

19              A. I believe so, yes.

20              Q. And not the Jornaya LeadiD?

21              A. That, like I said earlier, that's -- we don't  
22 accept or buy a lead without a Jornaya LeadiD. So that  
23 is sent to us at the time, before we even purchase the  
24 lead. So that's our own database.

25              Q. That's your own database?

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1 A. It's contained in our own database.

2 Q. Right. But I wanted to know who put that  
3 information in this document.

4 A. I did.

5 Q. And you got it from -- you got that Jornaya  
6 LeadiD from RevPoint?

7 A. No. I got it from our own database.

8 Q. How did it get into your database, is my  
9 question.

10 A. It was sent to us in the data packet with the  
11 original purchase of the lead. We work on a ping post  
12 system.

13 MR. POLANSKY: He's asking who sent the data  
14 packet to you.

15 A. RevPoint sent the data packet to us  
16 originally.

17 Q. (BY MR. BRODERICK:) Okay. And is there a  
18 document -- when you say -- tell me what a ping post  
19 system is.

20 A. So it's how we purchase leads from vendors  
21 like RevPoint. We -- it's called ping post. They send  
22 into our system, they ping into our API a portion of  
23 essentially a lead, a lead without all of the PII  
24 information.

25 It comes into our system, into our API. Our

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1 system takes a look at that -- this is all happening in  
2 milliseconds -- determines whether we have a match for  
3 that lead.

4 We then, if it matches, if we think -- you  
5 know, if our system determines that, you know, we have  
6 an agent or a corporate carrier that this lead matches  
7 to, we return a bid to whoever the vendor is; in this  
8 case, RevPoint.

9 RevPoint then either accepts the bid or  
10 rejects the bid. And if they accept the bid, they then  
11 send us the rest of the lead details. And that's it.

12 Q. Okay. You used an acronym "API." What does  
13 that stand for?

14 A. You know, I should know that.

15 Q. It happens a lot.

16 A. I'm not a tech person. It's, you know, it's  
17 the acronym for the system. I honestly don't know what  
18 it is.

19 Q. Okay. And you also said that it's information  
20 without a PI. Is that personal information?

21 A. Personal identifying information, the PII.

22 Q. PII. Okay, thank you.

23 So what is the -- what is the first -- what  
24 data is in the first ping when you're provided a lead  
25 that your system can then make a bid on?

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1           A. I'm not -- I don't know. I'm not sure exactly  
2 what all is included in that.

3           Q. Okay. Do you know if consent has to be  
4 validated in that first ping?

5           MR. POLANSKY: Are we talking about Joseph  
6 Mantha, or in general?

7           Q. (BY MR. BRODERICK:) Well, when you got the  
8 Joseph Mantha thing sent to you, did it have consent  
9 information in that first ping before your system would  
10 provide a bid to --

11          A. It had the Jornaya LeadiD.

12          Q. And is that how you check whether the consent  
13 is valid?

14          A. Yes, that and, I mean, the fact that we have a  
15 contract with our vendors that explicitly state they  
16 have to obey all TCPA laws and laws in general.

17          Q. Right. So you rely on the vendor to secure  
18 the consent, there is nothing else that -- well, is that  
19 correct, that you rely on the vendor to secure prior  
20 expressed written consent from people to whom text  
21 messages are sent?

22          MR. POLANSKY: I'm just going to object to the  
23 extent that it relates to any of the other potential  
24 plaintiffs, other than Mr. Mantha.

25          Q. (BY MR. BRODERICK:) All right. Well, for

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1           Mr. Mantha, were you relying on RevPoint to obtain his  
2           prior expressed written consent?

3           A.     They are responsible for securing that.

4           Q.     And QuoteWizard itself doesn't do anything  
5           to -- doesn't secure consent on its own on top of the  
6           obligation that RevPoint had to get Mr. Mantha's  
7           consent; correct?

8           A.     On top of the contracts that we have and the  
9           requiring of a Jornaya LeadiD?

10          Q.     Right.

11          A.     We do not.

12          Q.     Okay. And on what system did you create this  
13           what I'll call the QuoteWizard opt in?

14          A.     What system?

15          Q.     Yeah.

16          A.     Microsoft Word.

17          Q.     Okay. And you pulled this from this API  
18           system, this data that you filled into this, other than  
19           what was provided to you by --

20          A.     I pulled the data from our SQL databases.

21          Q.     And how did you -- how did you pull that data?  
22           Did you have to run a query?

23          A.     Correct, I wrote a query and ran it and pulled  
24           the information around this lead.

25          Q.     And what -- what items would you put into a

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1           query to be able to pull up Mr. Mantha's -- the  
2           information that populated this document?

3           A.     Phone number, email address.

4           Q.     Did you have to use the Jornaya LeadiD?

5           A.     I did not have the Jornaya LeadiD at the time.  
6           I had to pull the lead information to get that.

7           Q.     Okay. And did you have the consumer IP  
8           address when you pulled the lead?

9           A.     I did not. That was provided by RevPoint.

10          Q.     And the "Form URL & Carrie List URL," was that  
11         pulled from your system or that was provided by  
12         RevPoint?

13          A.     That was provided by RevPoint.

14          Q.     Do you know what "Carrie List," and that's  
15         C-A-R-R-I-E list, "URL stands" for, means?

16          A.     That's a typo. It's supposed to say carrier  
17         list.

18          Q.     Okay. Okay. And at the bottom, well, not the  
19         very bottom, but then there is something that says "TCPA  
20         Disclosure," which is bolded.

21          A.     Uh-huh.

22          Q.     Where did that data come from, that language?

23          A.     That came from the link provided by RevPoint  
24         Media that is the form URL.

25          Q.     And did you copy and -- did you go -- did you

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1 click on that link URL that was provided by RevPoint?

2 A. Yes, I did.

3 Q. And then did you cut and paste that language  
4 and put it in this document?

5 A. Correct.

6 Q. Okay. And what about the -- below the "TCPA  
7 Disclosure" in bold it says "Screenshot." Does that --  
8 where did that language come from?

9 A. That was a screenshot that I captured after  
10 clicking on the link for RevPoint Media.

11 Q. And is -- was TCPA, the words "TCPA  
12 Disclosure," was that on the Snappy Auto Insurance link?

13 A. No, that's part of the -- that's just the  
14 heading for that section of the file.

15 Q. Okay. So is it -- the Snappy Auto Insurance  
16 website, when you clicked on it, did it say the words  
17 "TCPA Disclosure"?

18 A. It did not.

19 Q. Okay. And when did you create this document?  
20 This is you say after the litigation was filed; correct?

21 MR. POLANSKY: Objection.

22 You can answer.

23 A. Correct. I just was -- this was after we  
24 received the complaint.

25 Q. (BY MR. BRODERICK:) Okay. And so, again,

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1 where it says "Screenshot" in bold, is that also just a  
2 header that did not appear on the Snappy Auto Insurance  
3 website?

4 A. Correct. It's a header that I -- that's part  
5 of this report.

6 Q. Okay. Where on the Snappy Auto Insurance site  
7 did you get that, the language that follows  
8 "Screenshot"?

9 A. I'm not sure I follow your question.

10 Q. Well, below "Screenshot" and the colon, it  
11 says in fairly small font, "By clicking the 'Compare  
12 Rates' button, I hereby consent to receive marketing  
13 communications via autodialed and/or pre-recorded calls,  
14 including SMS messages," and then it continues.

15 I'm just wondering where you got that.

16 A. That's a screenshot of the website. I didn't  
17 type that under -- that's a screen capture of the  
18 website.

19 Q. Is that a separate web page on the Snappy Auto  
20 Insurance website?

21 A. A separate web page? I'm --

22 Q. Well, I'm just saying that -- it says  
23 "Screenshot," and I'm saying screenshot of what?

24 A. That is a screenshot of the consent language  
25 from the Snappy Auto website.

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1 Q. Okay. And would you agree with me that that  
2 screenshot does not mention QuoteWizard?

3 MR. POLANSKY: Objection.

4 A. It mentions QuoteWizard in "marketing  
5 partners."

6 Q. (BY MR. BRODERICK:) But the word  
7 "QuoteWizard" does not appear in that screenshot;  
8 correct?

9 A. QuoteWizard does not appear in that  
10 screenshot, no.

11 Q. And under TCPA disclosure, QuoteWizard's name  
12 does not appear in the TCPA disclosure; correct?

13 A. QuoteWizard does not appear.

14 MR. BRODERICK: Okay. I'm going to introduce  
15 that document, I hope. Or no, sorry. And that will be  
16 Exhibit No. 2.

17 (Deposition Exhibit 2 was marked for  
18 identification.)

19 Q. (BY MR. BRODERICK:) Now, Mr. Weeks, I want to  
20 show you QuoteWizard's answers to interrogatories in  
21 this case, now being put in the "Marked Exhibits"  
22 folder. If you'd open those --

23 A. Yep.

24 Q. -- and I'll ask you a few questions.

25 Do you recognize that document?

Page 20

1 A. Yes.

2 Q. And what is it?

3 A. What is the document? It's the answers to the  
4 interrogatories.

5 Q. Right. And at the bottom, the very last thing  
6 in the document is a "Verification." And did you  
7 authorize your digital signature to be put on that  
8 verification?

9 A. Yes, I did.

10 Q. Okay. So these are your answers on behalf of  
11 QuoteWizard?

12 A. Yes.

13 Q. And in your answers to interrogatories, you  
14 said that you got the -- you got the data from RevPoint.  
15 And that's correct; right?

16 A. Yes.

17 Q. And then in the I guess it's interrogatory  
18 answer No. 4, you say that you got that -- you  
19 understand that RevPoint got -- got its data from Plural  
20 Marketing Solutions, Inc.

21 Is that -- first of all, is that a fair --  
22 well, is that a fair summary of your answer to No. 4?

23 MR. POLANSKY: After the objection?

24 Q. (BY MR. BRODERICK:) After the objection, yes,  
25 where it starts with, "Further answering...."

Page 21

1 A. On No. 4.

2 Q. Yeah, I'll read it to you. It might be  
3 easier. "Further answering, QuoteWizard states that  
4 Plaintiff's consent was generated on  
5 www.SnappyAutoInsurance.com on August 5, 2019;  
6 QuoteWizard received Plaintiff's lead information and  
7 consent to contact from RevPoint Media prior to the time  
8 QuoteWizard sent or caused to be sent any text messages  
9 to Plaintiff; RevPoint has asserted that Plural  
10 Marketing Solutions, Inc. a/k/a Plural Marketing Group,  
11 PLMRKG," and that's all caps, ".com or unitedquotes.com  
12 ('Plural') originated Plaintiff's subject lead and/or  
13 that it received the lead from Plural;" and that  
14 Plaintiff's lead contains the Jornaya LeadiD.

15 Do you believe all of that statement remains  
16 true?

17 A. Yes. I learned about Plural Marketing through  
18 counsel and information relayed by them.

19 Q. Okay. And did you -- you didn't talk to  
20 anybody at RevPoint to find out where they got the  
21 information?

22 A. No.

23 Q. And who do you believe put the Jornaya LeadiD  
24 on the data package that was sent to you by RevPoint?

25 MR. POLANSKY: Objection.

Page 22

1 Q. (BY MR. BRODERICK:) If you know.

2 A. I have no idea.

3 Q. And nobody at RevPoint has ever told you they  
4 were responsible for the Jornaya LeadiD?

5 A. No.

6 Q. And how about anybody at Plural?

7 A. No.

8 Q. Okay. And have you ever spoken with Adam  
9 Brown?

10 A. No.

11 Q. Have you had any email communication with him?

12 A. No.

13 Q. Have you spoken with anyone at  
14 SnappyAutoInsurance.com?

15 A. No.

16 Q. And how about unitedquotes.com?

17 A. No.

18 Q. Now, the QuoteWizard opt in that we looked at  
19 earlier, that doesn't reference unitedquotes.com, does  
20 it, as being the sourced URL for Mr. Mantha's consent?

21 A. No. I believe that document lists a Snappy  
22 something URL.

23 Q. But you put this in your interrogatory answer  
24 because you believed that Plural had represented that  
25 that was their source of the Mantha opt-in data;

Page 23

1                   correct?

2                   MR. POLANSKY: Objection.

3                   A. I didn't follow that question.

4                   Q. (BY MR. BRODERICK:) Yeah, I don't blame you.

5                   You say that "RevPoint has asserted that

6                   Plural Marketing Solutions... or unitedquotes.com."

7                   Do you know the relationship between Plural  
8                   Marketing Solutions and unitedquotes.com?

9                   A. I do not.

10                  Q. But RevPoint -- so this information is that  
11                  RevPoint was told by Plural that Plural originated the  
12                  lead, the subject lead. But what I'm wondering about is  
13                  what did RevPoint say about whether unitedquotes.com was  
14                  the actual source as opposed to SnappyAutoInsurance.com?

15                  A. Never had any communication with RevPoint  
16                  about any of that.

17                  Q. But how about QuoteWizard as a whole? I think  
18                  we're entitled to know where did this come from or know  
19                  what you know about where it came from.

20                  A. Like I said, the Plural Marketing, the only  
21                  reason I'm aware of them is information I was given from  
22                  counsel.

23                  MR. POLANSKY: Don't speak about what you  
24                  learned from counsel.

25                  MR. BRODERICK: Well, I guess I just want to

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1                   lodge an objection that I think we're entitled to know  
2                   what QuoteWizard knows about the facts relating to how  
3                   Mr. Mantha's consent was generated.

4                   So those are facts and not -- not legal  
5                   advice, but just this is what we know about where this  
6                   consent came from.

7                   MR. POLANSKY: Well, I think he's testified to  
8                   that. I mean, I think he's testified that, you know,  
9                   where the consent came from was from RevPoint. That is  
10                  his information. He hasn't spoken to Plural.

11                  MR. BRODERICK: Right, but I want to know why  
12                  he was able to answer in an interrogatory that RevPoint  
13                  said that it was Plural. And what I'm also just not  
14                  clear on is whether Plural and unitedquotes.com are one  
15                  in the same or they're -- whether there is an assertion  
16                  that this supposed lead and opt-in consent, prior  
17                  expressed written consent was provided on  
18                  unitedquotes.com or on SnappyAutoInsurance.com.

19                  MR. POLANSKY: Right, but I think his  
20                  information on that answer is coming through counsel.  
21                  That's information learned through discovery in this  
22                  case. And he's provided what he knows in the answer.

23                  MR. BRODERICK: Okay. Well, we'll table that  
24                  for now, but I think we are entitled to that because  
25                  they are facts in possession of QuoteWizard.

Page 25

1 Q. (BY MR. BRODERICK:) Do you know who Plural  
2 obtained Mr. Mantha's data from?

3 A. I do not.

4 Q. Do you know what Plural Marketing Solutions,  
5 Inc., is or does?

6 A. I do not.

7 Q. Do you know what RevPoint's relationship is to  
8 Plural?

9 A. I do not.

10 Q. Does QuoteWizard have any relationship with  
11 Plural?

12 A. We do not.

13 Q. Do you know, I think I might have just asked  
14 this, do you know how Plural obtained Mr. Mantha's data?

15 A. I do not.

16 Q. Are you now aware that Plural was not the  
17 original source of Mr. Mantha's opt-in data and that the  
18 original source was reportedly SnappyAutoInsurance.com  
19 run by a man named Adam Brown?

20 A. In -- I'm not sure. You just told me that, so  
21 I'm aware of it.

22 Q. But you hadn't heard that before?

23 A. No.

24 Q. So you do not know who Adam Brown is?

25 A. I do not.

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1 Q. And you don't know his role in regard to this  
2 case?

3 A. I do not.

4 Q. And the QuoteWizard opt in notes a date of  
5 August 5th, 2019. What is it that happened on that date  
6 that caused you to put that in that document?

7 A. That was the date that we purchased the lead  
8 from RevPoint Media.

9 Q. That's the date of the purchase. It's not --  
10 is it the date on which Mr. Mantha supposedly visited  
11 the website?

12 A. I do not know.

13 Q. How is that date recorded by your system?

14 A. How is it --

15 MR. POLANSKY: Objection.

16 Q. (BY MR. BRODERICK:) Well, you did a query of  
17 a SQL database to pull this information?

18 A. Correct.

19 Q. And when you pulled up information relating to  
20 Mr. Mantha, August 5th was in there as the date of  
21 purchase?

22 A. Yes.

23 Q. And the website reference on the QuoteWizard  
24 opt in is www.SnappyAutoInsurance.com. What's the --  
25 what's the significance of that reference in the

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1 document?

2 A. I'd have to go -- I mean, I have the  
3 interrogatories up right now, so I'd have to go back to  
4 the document.

5 Q. Let's go back. Fair point.

6 MR. POLANSKY: So we're going back to  
7 Exhibit 2?

8 MR. BRODERICK: That's right.

9 Q. (BY MR. BRODERICK:) Do you have it up?

10 A. I do, yes.

11 Q. Okay. And it says "Form URL," and it should  
12 say "Carrier List URL." I just wanted you to explain to  
13 me again what that -- where you got that information,  
14 how you pulled it out of the SQL database.

15 A. That did not come from the SQL database, that  
16 came from RevPoint Media in an email that was sent to  
17 me.

18 Q. And when was that email sent to you?

19 A. I'm -- I don't know. I'd have to check my  
20 email.

21 Q. Do you know if that email was produced in this  
22 litigation?

23 A. I do not.

24 MR. POLANSKY: Objection. It was identified  
25 in the privilege log.

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1                   MR. BRODERICK: And why is that -- why is an  
2 email from RevPoint privileged?

3                   MR. POLANSKY: We can talk about it now, we  
4 can talk about it later. It's privileged because it was  
5 after receiving a demand letter from your -- I guess  
6 your colleagues on behalf of the plaintiff in  
7 preparation for litigation.

8                   MR. BRODERICK: So it's work product?

9                   MR. POLANSKY: That's right.

10                  MR. BRODERICK: Gathering information from  
11 RevPoint about where the consent came from. Okay. I'll  
12 just reserve that issue and keep moving.

13                  MR. POLANSKY: I understand.

14                  Q. (BY MR. BRODERICK:) And was any other  
15 information in this document emailed to you by RevPoint?

16                  A. Like I said, the IP address was in there as  
17 well.

18                  Q. In an email?

19                  A. Yes.

20                  Q. And so did this -- Mr. Mantha's, is that the  
21 way your system works, that Mr. Mantha, that you  
22 wouldn't -- if you got a lead like Mr. Mantha's, would  
23 that form URL ordinarily be in the data packet?

24                  A. No.

25                  MR. POLANSKY: Objection.

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1 Q. (BY MR. BRODERICK:) And would the consumer IP  
2 address normally be in the data packet?

3 MR. POLANSKY: Again, just relating to  
4 Mr. Mantha; right?

5 MR. BRODERICK: Yeah. Well, I want to know if  
6 Mr. Mantha's is unique.

7 MR. POLANSKY: Objection.

8 A. I'm not sure I -- what was the question?

9 Q. (BY MR. BRODERICK:) The "Consumer IP Address"  
10 that shows up here, would you expect to find that in  
11 a -- in the data packet that would already be in your  
12 SQL database, or would you ordinarily have to get that  
13 from the lead provider, in this case RevPoint, via an  
14 email?

15 A. We --

16 MR. POLANSKY: Objection.

17 You can answer.

18 A. Like I said, we reach out to the lead provider  
19 and they give us the IP address. It's not in the data  
20 packet.

21 Q. (BY MR. BRODERICK:) It's not in the data  
22 packet. How about the Jornaya LeadiD, is that in the  
23 data packet, or do you have to get that after the fact?

24 MR. POLANSKY: Objection --

25 A. That is --

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1                   MR. POLANSKY: -- to the extent it's speaking  
2 about any others.

3                   You can answer.

4                   A. The Jornaya LeadiD is something that we  
5 require. We don't purchase a lead without it being sent  
6 to us as part of the -- as part of the lead information  
7 being sent on the -- on the ping. That's something that  
8 we get before we even formulate a bid. We will not buy  
9 a lead without it.

10                  Q. (BY MR. BRODERICK:) And was Mr. Mantha's, the  
11 Jornaya LeadiD, was that in the ping that you got from  
12 RevPoint?

13                  A. Yes.

14                  Q. So that is not a piece of information that you  
15 had to get via email to put into this form; correct?

16                  A. Correct.

17                  Q. Okay. Thank you very much.

18                  So did that URL, form URL, did RevPoint tell  
19 you this is where Mr. Mantha opted in to get  
20 solicitations?

21                  A. That was the URL that was provided when I  
22 asked for the consent information.

23                  Q. Okay. And the IP address in this form, what  
24 is the significance of that IP address?

25                  MR. POLANSKY: Objection.

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1 Q. (BY MR. BRODERICK:) Let me ask you, why did  
2 you include an IP address?

3 A. Why do I include an IP address in this report?

4 Q. Yes.

5 A. This is a report that we do. It's kind of a  
6 template, if you will. We do a lot of work with a lot  
7 of the large insurance carriers, and this was a report  
8 that was formulated with them as far as satisfying  
9 requests from them.

10 Q. Okay. And it says, "Consumer IP Address." Is  
11 that meant to be this is the IP address from which  
12 Mr. Mantha opted in to get text messages from  
13 SelectQuote?

14 MR. POLANSKY: Objection.

15 A. It's the IP address that was provided to us by  
16 RevPoint when asking for the complainant's IP address.

17 Q. (BY MR. BRODERICK:) Okay. And so the IP  
18 address should -- should match Mr. Mantha or someone  
19 associated with Mr. Mantha, if he was the one who opted  
20 in to get this text; correct?

21 MR. POLANSKY: Objection.

22 A. I'm not an IP address expert. I -- I don't  
23 know.

24 Q. (BY MR. BRODERICK:) Okay. Do you know  
25 whether or not this IP address matches Mr. Mantha's IP

1 address?

2 A. I do not.

3 Q. If they don't match, could you explain why  
4 that would be the case?

5 MR. POLANSKY: Objection.

6 A. I'm not an IP address expert. I can't.

7 Q. (BY MR. BRODERICK:) So you couldn't explain  
8 why the IP address might tie to New Jersey, for example?

9 A. Yeah, I don't know.

10 Q. Okay. And the language, that "TCPA  
11 Disclosure" language, can you tell me the date on which  
12 you cut and pasted that language from the Snappy Auto  
13 Insurance website?

14 A. I cannot tell you the exact date.

15 Q. But it was not on August 5th, 2019; correct?

16 A. No. We didn't receive the complaint at that  
17 point.

18 Q. Okay. And can -- and it was after you -- this  
19 whole document was created after you got the complaint  
20 and you were trying to figure out where did this come  
21 from; correct?

22 A. Correct.

23 Q. And do you know the date on which RevPoint  
24 claims that Mr. Mantha visited SnappyAutoInsurance.com  
25 to opt in to get text messages on behalf of QuoteWizard?

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1 A. I do not.

2 Q. Do you know what AutoInsurQuotes.com is?

3 A. I do not.

4 Q. Does it have any affiliation or relation to  
5 QuoteWizard?

6 A. Not that I'm aware of.

7 Q. And at any time, was QuoteWizard a marketing  
8 partner of AutoInsurQuotes.com?

9 MR. POLANSKY: Objection.

10 A. I -- a direct partner?

11 Q. (BY MR. BRODERICK:) No, a marketing partner.  
12 Pardon me.

13 A. As in one of my vendors that I work with like  
14 RevPoint or --

15 Q. Well, the language in the TCPA, after -- the  
16 heading you put in of "TCPA Disclosure," it says, "I  
17 hereby consent to receive marketing communications via  
18 autodialed and/or pre-recorded calls, including SMS  
19 messages, from AutoInsurQuotes.com and one or more of  
20 its marketing partners...."

21 Is QuoteWizard a marketing partner of  
22 AutoInsurQuotes.com?

23 MR. POLANSKY: Objection.

24 A. I -- the way the -- I do not know.

25 Q. (BY MR. BRODERICK:) Okay. But you've never

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1           heard of AutoInsurQuotes.com; correct?

2           A.     Correct.

3           Q.     Would you know who your marketing partners are  
4           in your job?

5                   MR. POLANSKY: Objection.

6           A.     I know who my direct partners are.

7           Q.     (BY MR. BRODERICK:) So is it fair to say that  
8           you know you don't have a contract with  
9           AutoInsurQuotes.com?

10          A.     Yes.

11          Q.     And the opt -- the QuoteWizard opt in, same  
12          exhibit, references a "Jornaya Lead ID."

13                   Can you tell me, what is Jornaya?

14          A.     They're a company. I don't work for Jornaya,  
15          so I'm not the best to explain what they are, but they  
16          are -- my understanding is they're a lead verification  
17          company. They're kind of an industry standard, that  
18          everybody uses them or TrustedFrom, at this point.

19          Q.     TrustedFrom is their competitor?

20          A.     I believe that's the case, yes.

21          Q.     Okay. And what does -- does QuoteWizard have  
22          a contract with Jornaya?

23          A.     We do not.

24          Q.     Has it ever had a contract with Jornaya?

25                   MR. POLANSKY: Objection.

1 A. Not that I'm aware of.

2 Q. (BY MR. BRODERICK:) And what's your  
3 understanding of what a Jornaya LeadiD signifies?  
4 What -- well, let me strike that.

5 Why does QuoteWizard require an Jornaya LeadiD  
6 on any lead that it buys?

7 MR. POLANSKY: Objection.

8 A. We require it for a number of reasons. I  
9 mean, it's a signifier that there is a record around the  
10 leads, and it is also something that all of the major  
11 carriers, all of our head buyers require as well.

12 Q. (BY MR. BRODERICK:) And is it fair to say  
13 that Jornaya and QuoteWizard have no direct  
14 relationship?

15 A. Not that I'm aware of.

16 Q. Okay. And should that -- when does that --  
17 let me strike that. I may have asked this, and I  
18 honestly apologize.

19 You don't know the date on which Mr. Mantha  
20 supposedly visited SnappyAutoInsurance.com; correct?

21 A. I do not.

22 Q. And does the Jornaya LeadiD confirm the  
23 address used to access the SnappyAutoInsurance.com  
24 website on some date?

25 MR. POLANSKY: Objection.

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1 A. I didn't follow the question.

2 Q. (BY MR. BRODERICK:) Well, the Jornaya LeadiD,  
3 does Jornaya capture the IP address of -- did it capture  
4 the IP address of Mr. Mantha when he was visiting this  
5 website?

6 MR. POLANSKY: Objection.

7 A. I'm not sure what Jornaya -- I don't work for  
8 Jornaya. I don't --

9 Q. (BY MR. BRODERICK:) You don't know what  
10 Jornaya --

11 A. No.

12 Q. Do you know where RevPoint got the IP address  
13 that it provided to you?

14 A. I do not.

15 Q. And this was provided directly from RevPoint,  
16 not from Plural; correct?

17 A. Correct.

18 Q. And do you know if the Jornaya LeadiD -- so  
19 the -- the Jornaya LeadiD was not the source of the  
20 disclosure, the "TCPA Disclosure" language you have at  
21 the bottom of the QuoteWizard opt in which is Exhibit 2;  
22 correct?

23 MR. POLANSKY: Objection.

24 A. That's correct. As I said before, it came  
25 from the URL that was provided by RevPoint Media.

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1 Q. (BY MR. BRODERICK:) Did you do anything to  
2 try to match that disclosure language to the date or  
3 dates on which Mr. Mantha visited, allegedly visited  
4 that website?

5 MR. POLANSKY: Objection.

6 A. I'm not sure I understand the question.

7 Q. (BY MR. BRODERICK:) Well, you -- on the date  
8 that you can't remember, and I understand that, that you  
9 compiled this document as you said, that language was  
10 what was on the website on the day on which you visited;  
11 correct?

12 A. That is correct.

13 Q. But you can't say whether the same language  
14 was on the website earlier, can you?

15 A. I cannot say.

16 Q. And is that the only time you visited  
17 SnappyAutoInsurance.com?

18 A. Yes.

19 Q. Let's turn to another exhibit.

20 MR. POLANSKY: Ed, before we get into the next  
21 exhibit, can we take a short break?

22 MR. BRODERICK: Absolutely. Good thinking.

23 THE VIDEOGRAPHER: We're going off the record.  
24 The time now is 3:42 p.m. in the Eastern Time Zone.

25 (Recess.)

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1                   THE VIDEOGRAPHER: We are back on record. The  
2 time now is 3:51 p.m. in the Eastern Time Zone.

3                   Q. (BY MR. BRODERICK:) Mr. Weeks, are you aware  
4 that RevPoint was issued a subpoena in this case in  
5 regards to all documents related to Mr. Mantha's consent  
6 to receive texts from QuoteWizard?

7                   MR. POLANSKY: Did you say RevPoint was or  
8 QuoteWizard was?

9                   MR. BRODERICK: RevPoint was.

10                  A. I'm not aware of anything from RevPoint.

11                  Q. (BY MR. BRODERICK:) Have you ever seen what  
12 RevPoint produced in response to that subpoena?

13                  A. No.

14                  Q. But it's RevPoint that QuoteWizard purchased  
15 Mr. Mantha's data from; correct?

16                  A. Yes.

17                  Q. And that data is reflected in the QuoteWizard  
18 opt in, correct, which is Exhibit 2?

19                  A. Correct.

20                  Q. Would you expect, then, that RevPoint would  
21 produce documents that would match the information you  
22 put on the QuoteWizard opt in?

23                  MR. POLANSKY: Objection.

24                  A. Yes. I mean, it should match.

25                  Q. (BY MR. BRODERICK:) Okay. So I'm going to

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1 ask you to look at, in the "Marked Exhibits" folder, the  
2 RevPoint's subpoena response --

3 A. Okay.

4 Q. -- which I'll represent to you -- sorry.

5 MR. POLANSKY: Is it "Subpoena Response  
6 Combined"?

7 Q. (BY MR. BRODERICK:) Yeah, "RevPoint Subpoena  
8 Response Combined." Do you got it?

9 A. Yep.

10 Q. Okay. So you've never seen this document  
11 before; correct?

12 A. I have not, no.

13 Q. Okay. I'm going to ask you to -- I'll  
14 represent to you that this is what was produced in  
15 response to a subpoena issued by the plaintiff in the  
16 case by RevPoint. And I'm going to ask you to scroll to  
17 the last page.

18 A. Okay.

19 Q. Which was -- this was what was provided by  
20 RevPoint. And would you look at that last page? Do you  
21 see any reference in this document to  
22 SnappyAutoInsurance.com?

23 A. I don't see SnappyAutoInsurance, no.

24 Q. And does this document make any reference to  
25 the date of any website visit?

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1 A. Not that I can tell.

2 Q. Okay. And does it have an IP address listed?

3 A. Yes.

4 Q. And that IP address is 66.189.107.166;  
5 correct?

6 A. Yes.

7 Q. And now I'm going to ask you to flip back to  
8 Exhibit No. 2, which is the QuoteWizard opt in document  
9 you compiled.

10 A. To the -- which -- there is two versions now.  
11 Exhibit 2 or the original QuoteWizard opt in?

12 Q. Exhibit 2, sorry, Exhibit 2 is what I want you  
13 to look at.

14 A. I'm there.

15 Q. Okay. That IP address is 96.242.132.28.  
16 That's a different IP address than appears in the  
17 RevPoint subpoena response; correct?

18 A. Yes.

19 Q. Is it your belief that either of those --  
20 well, is it your belief that this IP address, this  
21 consumer IP address connects to Mr. Mantha?

22 MR. POLANSKY: Objection.

23 A. Which -- which IP address are you talking  
24 about?

25 Q. (BY MR. BRODERICK:) On Exhibit 2, do you

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1 think that IP address connects to Mr. Mantha?

2 MR. POLANSKY: Objection.

3 A. That's the IP address that was provided to me  
4 by RevPoint when asked for Mr. Mantha's IP address.

5 Q. (BY MR. BRODERICK:) Okay. Do you have any  
6 more understanding or do you know why those IP addresses  
7 are different in those two documents?

8 A. No idea.

9 Q. Now I want to show you another -- well, I want  
10 to introduce that before I forget. Actually, let me  
11 introduce the QuoteWizard answers to interrogatories.  
12 We'll make that Exhibit 3.

13 And then I'm going to introduce the RevPoint  
14 response as Exhibit 4, the subpoena response.

15 (Deposition Exhibits 3-4 were marked for  
16 identification.)

17 Q. (BY MR. BRODERICK:) It will take a little  
18 while to load. My apologies.

19 Okay. Now I'll show you -- sorry, I'm in the  
20 wrong folder. I want to show you another document that  
21 I can represent to you is a response to a subpoena  
22 issued by the plaintiff in this case.

23 A. Which one do you want me looking at?

24 Q. I'm trying to make sure I'm asking you to look  
25 at the right one.

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1 A. "Tracks to Guerrero"?

2 Q. Right. And I can represent to you that this  
3 is a response to a subpoena issued in this case by your  
4 attorneys, and particularly Christine Kingston.

5 Have you seen that document before?

6 A. I have not.

7 Q. Okay. And I'll ask you to scroll to the  
8 second page. And do you recognize where it says "Target  
9 Details"?

10 A. Yes, I see that.

11 Q. And is that -- that is the same IP address as  
12 was on the RevPoint subpoena response, correct, which is  
13 66.189.107.166?

14 A. Without seeing the two documents right next to  
15 each other, I can't say that that's the same.

16 Q. Okay. Well, let me -- let me read to you  
17 first, before I show you -- we go back to the RevPoint  
18 subpoena response, this subpoena, this is from Charter  
19 Communications saying, "Charter Communications, Inc.  
20 acknowledges receipt of the above referenced request for  
21 subscriber information." And it says, "Pursuant to the  
22 specific obligations imposed by 47 U.S.C. section 551(c)  
23 and (h), the Federal Cable Privacy Act, this letter is  
24 to advise you that Charter investigated and was able to  
25 identify the attached information."

1                   Now, so let's go back to the Exhibit 4.

2                   Scroll all the way to the bottom. And that IP address,  
3                   where it says "IP address," colon, it says,  
4                   "66.189.107.166."

5                   Now, that's the same IP address as Charter  
6                   Communications' response in the documents we were just  
7                   looking at; correct?

8                   MR. POLANSKY: Objection.

9                   A. Like I said, I mean, I'd like to see the two  
10                  next to each other or write them down and compare.

11                  Q. (BY MR. BRODERICK:) No, that's fine. Let's  
12                  write them down. We'll go back to Exhibit 4. You can  
13                  write this -- write down -- this was RevPoint, this is  
14                  RevPoint's response to a subpoena, Exhibit 4. There is  
15                  an IP address in that document.

16                  A. Uh-huh.

17                  Q. And you can write it down.

18                  A. Yeah.

19                  Q. 66.189.107.166.

20                  A. Yes, I've written that down.

21                  Q. Okay. And then after we got that, your  
22                  attorney sent a subpoena to Charter Communications  
23                  trying to find out who owned that IP address, who was  
24                  using that IP address.

25                  And do you see "Target Details"? That's the

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1 same number in Charter Communications' response, which  
2 is 66.189.107.166.

3 A. Yes, that's the same.

4 Q. And then there is a date there, six dash --  
5 "6/26/2019." Correct?

6 A. Correct.

7 Q. And there is an individual listed named Mario  
8 Guerrero who lives at 26 Pemberton Street, Apartment 2  
9 in Worcester, Mass. Do you see that?

10 A. Yes.

11 Q. And are you aware that your attorneys are  
12 going to depose -- well, I guess it's not going to be  
13 Mr. Guerrero because he's a minor, but it could be his  
14 sister?

15 MR. POLANSKY: Objection; relevance.

16 Q. (BY MR. BRODERICK:) Well, do you know if that  
17 IP address ties to Mr. Mantha?

18 MR. POLANSKY: Objection.

19 A. I don't know.

20 Q. (BY MR. BRODERICK:) And so you can't explain  
21 why RevPoint's subpoena response has an IP address that  
22 does not match what was in QuoteWizard's opt in, which  
23 is Exhibit 2?

24 MR. POLANSKY: Objection.

25 A. I -- I can't explain why it doesn't match what

1 RevPoint provided to me.

2 MR. BRODERICK: Okay. And I'd like to  
3 introduce this IP subpoena for RevPoint, which will be  
4 Exhibit 5.

5 (Deposition Exhibit 5 was marked for  
6 identification.)

7 Q. (BY MR. BRODERICK:) Were you aware that  
8 Plural Marketing Solutions was issued a subpoena for all  
9 documents related to Mr. Mantha's alleged consent to  
10 receive texts from QuoteWizard?

11 A. I was not.

12 Q. So you haven't seen that response before  
13 today?

14 A. I have not.

15 Q. So I'm going to show you another document.  
16 This is in the "Marked Exhibits" folder, and it is  
17 Plural -- we have a typo, but it's supposed to say  
18 "Plural Response to Mantha Subpoena."

19 A. Yes, I see that.

20 Q. And you've never seen this document before;  
21 correct?

22 A. I have not.

23 Q. And I'll ask you to go all the way to the  
24 bottom, end of the document. Actually, excuse me, not  
25 the end of the document. We're on page -- after

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1                   Exhibit C, if you can scroll down.

2                   A.     Okay.

3                   Q.     And this is, I'll represent to you, is  
4                   Plural's response to a subpoena issued by the plaintiff  
5                   in this case.

6                   A.     Okay.

7                   Q.     And do you see, if you scroll down, do you see  
8                   applicant -- "Applicant IP Address"?

9                   A.     Yes.

10                  Q.     You can write that one down, too, but it's --  
11                  let me introduce this before I get too far so we can be  
12                  clear enough what we're talking about. I'm going to  
13                  introduce this as Exhibit 6.

14                  (Deposition Exhibit 6 was marked for  
15                  identification.)

16                  Q.     (BY MR. BRODERICK:) So now you can look at  
17                  the marked version with the stamp on it, Exhibit 6.  
18                  Just tell me when you have it up on your screen.

19                  A.     And go back down to just below Exhibit C?

20                  Q.     Thank you, yes.

21                  A.     Okay.

22                  Q.     Do you see where it says "IP Address"?

23                  A.     Yes.

24                  Q.     And this is in Exhibit 6, there is an IP  
25                  address of "96.242.132.28."

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1 A. Yes.

2 Q. And then it says "Applicant IP Address."

3 A. Yes.

4 Q. And then it says, "Applicant IP Address ISP:  
5 Verizon."

6 You understand "ISP" means Internet service  
7 provider?

8 A. Yes.

9 Q. And the "Applicant IP Location" is listed as  
10 Morristown, New Jersey?

11 MR. POLANSKY: Are you just asking him to read  
12 from the document?

13 Q. (BY MR. BRODERICK:) Yeah. Well, I'm just  
14 saying -- how do you understand what that means? That's  
15 where the person applied from; correct?

16 MR. POLANSKY: Objection.

17 A. That's the location of this IP address. I  
18 don't --

19 Q. (BY MR. BRODERICK:) And that IP address  
20 provided by Plural as the "Applicant IP Address" doesn't  
21 match either the QuoteWizard -- doesn't match the  
22 QuoteWizard opt in from Exhibit 2 that you compiled;  
23 correct?

24 A. I don't know. I don't have that one in front  
25 of me, and I didn't write that one down.

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1 Q. Okay. Let's go back to Exhibit 2. You can  
2 write that one down.

3 A. Oh, that does looks like it matches. It does  
4 match.

5 Q. Can you tell me how it is that you matched  
6 Plural's but not RevPoint's IP address in that document?

7 MR. POLANSKY: Objection.

8 A. I cannot. I can only say that the IP address  
9 that I have received I received from RevPoint Media.

10 Q. (BY MR. BRODERICK:) Okay. And let's go back  
11 to Exhibit 6.

12 Does QuoteWizard contend that Mr. Mantha  
13 visited Snappy Auto Insurance and provided his consent  
14 on that site?

15 A. Yes.

16 Q. And on what date?

17 A. I do not know.

18 Q. Plural lists 6/26/2019, or at least it lists  
19 date of application. Do you have any reason to believe  
20 that is the date that someone visited and put in  
21 Mr. Mantha's information?

22 MR. POLANSKY: Objection.

23 A. I have no idea.

24 Q. (BY MR. BRODERICK:) Do you know anything  
25 about the person who resides at -- whose IP address this

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1           is on the Plural Exhibit 6?

2           A. I have no idea.

3           Q. There is no sale date on this Plural document;  
4           correct?

5           MR. POLANSKY: Objection.

6           Q. (BY MR. BRODERICK:) Sale of the lead. On  
7           QuoteWizard 2 you listed a date. Well, that was the  
8           date that you purchased the lead. There is no lead sale  
9           date on this document; correct?

10          A. I haven't read this whole document. I have no  
11         idea.

12          Q. Okay. Well, I'm just asking you to look at  
13         this one page of data here.

14          A. Back down just below Exhibit C?

15          Q. Yes, thank you.

16          MR. POLANSKY: Objection.

17          A. So you want me to see if there is a sale date?

18          Q. (BY MR. BRODERICK:) Yes.

19          A. There is not a sales date.

20          Q. Okay. And you don't -- I believe you  
21         testified you didn't know the date of the visit, the  
22         alleged visit to SnappyAutoInsurance.com; correct?

23          A. That is correct.

24          MR. POLANSKY: Objection.

25          Q. (BY MR. BRODERICK:) And does the Plural data

Page 50

1           on this page make any reference to a Jornaya LeadiD?

2           MR. POLANSKY: Objection.

3           A. I do not see anything that says Jornaya  
4           LeadiD.

5           Q. (BY MR. BRODERICK:) Do you know if the  
6           Jornaya LeadiD that appears on QuoteWizard -- on the  
7           QuoteWizard opt in, which is Exhibit 2, do you know  
8           if -- do you know where that came from?

9           A. We received that from RevPoint Media.

10          Q. Okay. But you don't know what that Jornaya  
11         LeadiD ties to, do you?

12          A. I couldn't hear the last half of that.

13          Q. I'm sorry. You don't know what that Jornaya  
14         LeadiD ties to, do you?

15          A. Ties to? I'm not sure I understand.

16          Q. Well, does the Jornaya LeadiD indicate that  
17         someone from Mr. Mantha's IP address logged on and  
18         provided consent on SnappyAutoInsurance.com?

19          MR. POLANSKY: Objection.

20          A. I don't know.

21          Q. (BY MR. BRODERICK:) Okay. And are you aware  
22         that a subpoena was issued to Verizon to identify the  
23         subscriber assigned to the IP address contained on the  
24         Plural opt in as of June 26, 2019? By "Plural opt in,"  
25         I mean Exhibit 6 that we've just been talking about.

1 A. I'm not aware.

2 Q. Okay. So I'm going to show you Verizon's  
3 subpoena response. I want you to open the Verizon --  
4 the document that says "Verizon IP." It should say  
5 June, but it says "Jue 26, 2019." Can you open that?

6 A. Yep.

7 Q. And I'll represent to you that this is a  
8 subpoena response in response to a subpoena issued by  
9 the plaintiff in this case for a search for the Verizon  
10 customer that was assigned IP address 96.242.132.28.

11 First of all, that's the same IP address that  
12 shows up on the Plural subpoena response; correct?

13 MR. POLANSKY: Objection.

14 A. Yes, it is.

15 Q. (BY MR. BRODERICK:) And that's the same IP  
16 address that shows up on the QuoteWizard opt in  
17 document, which is Exhibit 2; correct?

18 A. Yes.

19 Q. And the customer name is, on this subpoena  
20 response, is Peter Petroff; correct?

21 A. Yes.

22 Q. And do you know of any connection between  
23 Mr. Petroff and Mr. Mantha?

24 A. I do not.

25 Q. Does QuoteWizard believe Mr. Petroff put in

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1 information on SnappyAutoInsurance.com on behalf of  
2 Mr. Mantha?

3 MR. POLANSKY: Objection.

4 A. I have no idea.

5 Q. (BY MR. BRODERICK:) Do you know why  
6 Mr. Petroff's IP address shows up on the QuoteWizard opt  
7 in, which is Exhibit 2?

8 MR. POLANSKY: Objection; asked and answered  
9 several times.

10 A. It shows up there because that's the IP  
11 address that I was given by RevPoint Media.

12 MR. BRODERICK: And I'm going to mark this  
13 as -- introduce that exhibit. That will be Exhibit 7.

14 (Deposition Exhibit 7 was marked for  
15 identification.)

16 Q. (BY MR. BRODERICK:) Can you turn back to  
17 Exhibit 6?

18 MR. POLANSKY: What page?

19 Q. (BY MR. BRODERICK:) Scrolling back down to --

20 MR. BRODERICK: I'm just getting there. Hold  
21 on. I'll tell you.

22 MR. POLANSKY: 15?

23 Q. (BY MR. BRODERICK:) After exhibit -- no, it's  
24 after the page we were looking at, when we get to what  
25 looks like an image of the SnappyAutoInsurance.com

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1 website.

2 A. Just below the section we were previously  
3 looking at under Exhibit C?

4 Q. Exactly.

5 MR. POLANSKY: Just for record purposes, it's  
6 page 16 of 20 on Exhibit 7 -- no, Exhibit 6.

7 Go ahead.

8 Q. (BY MR. BRODERICK:) Now, previously we went  
9 over Exhibit 2, which I've been calling the QuoteWizard  
10 opt in, the document that you compiled.

11 A. Uh-huh.

12 Q. On this subpoena response from Plural, do you  
13 see any "TCPA Disclosure" language --

14 MR. POLANSKY: Objection.

15 Q. (BY MR. BRODERICK:) -- similar to what you  
16 copied into Exhibit 2 when you yourself visited the  
17 SnappyAutoInsurance.com website?

18 MR. POLANSKY: Objection.

19 A. I do not. How far down am I supposed to be  
20 going? It seems to go for a while. Yeah, I don't -- I  
21 mean, I don't see anything.

22 Q. (BY MR. BRODERICK:) Okay. Do you know what  
23 this -- do you think that's a complete version of the  
24 website, or was there something different that you  
25 captured that language from when you created Exhibit 2?

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1 A. You're kind of fading in and out for me.

2 Q. Do you -- do you know if that's a -- does that  
3 look like the Snappy Auto insurance website that you  
4 visited in order to cut and paste the "TCPA Disclosure"  
5 language?

6 A. I don't remember.

7 Q. Okay. So you don't know what -- why that  
8 language doesn't show up on Exhibit 7?

9 A. I have no idea.

10 Q. And would you agree with me that this --  
11 Exhibit 6, the Plural response to Mantha's subpoena,  
12 there is no reference to AutoInsurQuotes.com and its  
13 marketing partners on this document? I'll just  
14 represent that to you. Do you know why that is?

15 MR. POLANSKY: Objection. I think that's  
16 incorrect as well.

17 Q. (BY MR. BRODERICK:) (Inaudible.)

18 MR. POLANSKY: We can't hear you. Ed, are you  
19 talking? We can't hear anything, unless you guys can't  
20 hear me.

21 THE WITNESS: I can hear you. I can't hear  
22 him at all.

23 THE VIDEOGRAPHER: We can't hear.

24 MR. BRODERICK: Can you hear me?

25 MR. POLANSKY: Yeah, you're going in and out.

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1           Ted, we can't hear you. No. I can see your mouth  
2           moving, but...

3                         THE VIDEOGRAPHER: Should we go off record,  
4                         Mr. Polansky?

5                         MR. POLANSKY: Yeah, let's go off record until  
6                         we can fix Ted.

7                         THE VIDEOGRAPHER: Going off record. The time  
8                         now is 4:23 p.m.

9                         (Recess.)

10                        THE VIDEOGRAPHER: We are back on record.  
11                        It's now 4:30 p.m. in the Eastern Time Zone.

12                       Q. (BY MR. BRODERICK:) Okay. So Mr. Weeks,  
13                       turning back to Exhibit 6, the final part which starts  
14                       at page 15, which looks like a representation of the  
15                       SnappyAutoInsurance.com website, at least part of it,  
16                       this is -- this is Plural's response to a subpoena.

17                       From page 15 on, there is no -- would you  
18                       agree there is no reference to AutoInsurQuotes.com?

19                       A. I have no idea. I mean, this is -- there is a  
20                       lot of text here. It would take a while to read this.

21                       Q. I represent to you that is --

22                       THE VIDEOGRAPHER: Counsel, we can't hear you.

23                       MR. BRODERICK: Really?

24                       MR. POLANSKY: Yeah, you're coming in very  
25                       low.

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1                   MR. BRODERICK: But it was working okay?

2                   MR. POLANSKY: Now we can hear you. Don't  
3 hold that, put that down. No, we can't hear you if  
4 you're holding it.

5                   MR. BRODERICK: I was holding it when you  
6 heard me. Now?

7                   MR. POLANSKY: Yeah, that's better.

8                   No, that's no good.

9                   THE VIDEOGRAPHER: Can we go off record and  
10 maybe we attempt to switch to phone audio?

11                  MR. POLANSKY: Okay, go off record again.

12                  THE VIDEOGRAPHER: Off record at 4:32 p.m.

13                  (Discussion off the record.)

14                  THE VIDEOGRAPHER: Back on record. The time  
15 now is 4:34 p.m.

16                  Q. (BY MR. BRODERICK:) Okay, Mr. Weeks. So do  
17 you have any -- any explanation for why the Plural opt  
18 in, which is what I'm referring to as Exhibit 6, would  
19 be different from the QuoteWizard opt in?

20                  MR. POLANSKY: Objection.

21                  We can't hear you, Matthew.

22                  A. Why our document is different from theirs?

23                  Q. (BY MR. BRODERICK:) Well, let me -- let me  
24 rephrase. And specifically with respect to references  
25 to AutoInsurQuotes.com and its marketing partners, if

1           you --

2           A. I mean, I can't speak to their document.

3           Q. But you don't have any knowledge of whether  
4 RevPoint added the language that it provided to you?  
5 Strike that.

6           Do you know why the Plural Exhibit 6 doesn't  
7 reference a Jornaya LeadiD?

8           MR. POLANSKY: Objection.

9           A. I can't speak to anything in their document.  
10 I don't -- I don't know.

11          Q. (BY MR. BRODERICK:) Okay. You don't know  
12 who -- where that Jornaya LeadiD came from, other than  
13 it was provided to you by RevPoint?

14          A. The ID? The Jornaya LeadiD that we have was  
15 provided to us by RevPoint.

16          Q. Yeah. And that was the one that was via email  
17 that we talked about earlier?

18          A. Yes. Well, the ID --

19          Q. No, no, strike that. I think that's wrong.  
20 But that's fine. Strike that question.

21          Do you know who -- does RevPoint have a  
22 contract with Jornaya, to your knowledge?

23          A. I have no idea of RevPoint's contract  
24 situations.

25          Q. And same for Plural, you don't know if they

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1 have a contract with Jornaya?

2 A. I have no idea.

3 MR. BRODERICK: Okay. Now, I'm getting close.

4 I'm going to introduce the IP subpoena for  
5 RevPoint, and that's going to be Exhibit 7.

6 MR. POLANSKY: The June 26th -- you have an  
7 Exhibit 7, and it says Verizon IP June, versus J-U-E --

8 MR. BRODERICK: Okay, sorry. So this will be  
9 eight, unless I just clicked the wrong thing.

10 MR. POLANSKY: So what is Exhibit 8?

11 MR. BRODERICK: I'm trying to figure that out  
12 myself.

13 Did I introduce Charter before? I apologize.  
14 Let's see here.

15 MR. POLANSKY: Yeah.

16 MR. BRODERICK: You know what the problem is?  
17 My page isn't refreshing.

18 MR. POLANSKY: So just to help you out, you  
19 have Exhibits 1 through 7. You have Exhibit 7 as the  
20 Verizon IP address for June 26, 2019.

21 MR. BRODERICK: Yeah, I got it, I got it, I  
22 got it, I got it.

23 Okay. What I was trying to do was introduce  
24 the IP subpoena for RevPoint which tracks to Guerrero.

25 MR. POLANSKY: You have that.

1 MR. BRODERICK: Oh, jeez.

2 MR. POLANSKY: That's No. 5.

3 MR. BRODERICK: That's No. 5, okay. What I --  
4 just a tip for next time we do this: It's good to cut  
5 them out of your private folder, out of your marked  
6 folder, and then you don't go over the same thing twice.

7 We have not gone over -- have we gone over  
8 Jornaya, Jornaya subpoena response?

9 MR. POLANSKY: No.

10 Q. (BY MR. BRODERICK:) Okay. That is what I  
11 wanted to show you.

12 MR. POLANSKY: Do you want to just mark it as  
13 Exhibit 8 now so we don't have to go back and forth?

14 MR. BRODERICK: Thank you, Kevin.

15 (Deposition Exhibit 8 was marked for  
16 identification.)

17 Q. (BY MR. BRODERICK:) Yeah, so we've marked the  
18 Jornaya subpoena response as Exhibit 8. And Mr. Weeks,  
19 I'll represent to you that that is a response from  
20 Jornaya to a subpoena issued to it in connection with  
21 this case.

22 And we've already talked about that you don't  
23 have any relationship -- QuoteWizard does not have any  
24 relationship with Jornaya. Have you ever seen this  
25 response before, Exhibit 8?

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1           A. I have not.

2           Q. And going down to the bottom here, do you see  
3           a -- is that -- now we have a "Universal LeadiD" on the  
4           last page of Exhibit 8, which is the Jornaya response.

5                         Have you ever seen a Jornaya LeadiD like this?

6           MR. POLANSKY: Objection.

7           A. Like -- like what? I'm not --

8           Q. (BY MR. BRODERICK:) Well, in connection with  
9           your work. Like, I just want to know if this is a --  
10           this LeadiD which ties -- you know, which is the LeadiD  
11           that was on -- well, this LeadiD on the last page of  
12           Exhibit 8, is that the same lead, Jornaya LeadiD that's  
13           on Exhibit 2?

14           MR. POLANSKY: Objection.

15           A. I have no idea. I'd have to go back and look.

16           Q. (BY MR. BRODERICK:) I want to do that,  
17           because I just -- I'm just trying to establish that --  
18           because what we tried to do, I'll just explain, was take  
19           the LeadiD from the QuoteWizard opt in, which is  
20           Exhibit 2, and asked Jornaya to provide us with  
21           information on that LeadiD. I just want to confirm  
22           that.

23                         All right. I've got it written down. Let's  
24           go look at Exhibit 2. Can you write down the Jornaya  
25           LeadiD?

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1           A. I did the opposite. I went back and wrote it  
2 down from two and was going to go back and look at the  
3 one for eight.

4           Q. So now you're looking at -- you wrote it down  
5 from two, which is the QuoteWizard opt in? Yes?

6           A. Correct.

7           Q. Okay. And that's the same LeadiD as appears  
8 on Exhibit 8, correct, in the last page of Exhibit 8?

9           A. Yes, that's the same.

10          Q. Okay. And that LeadiD, this -- this response  
11 from Jornaya says that the "Event Date" was 6/21/2019.  
12 And it has an "IP Address" of 13.66.191.218. And we're  
13 talking about on Exhibit 8.

14          Now, that's a different IP address from all  
15 the other IP addresses we've discussed; correct?

16          A. Yes.

17          MR. POLANSKY: Objection.

18          Q. (BY MR. BRODERICK:) Okay. And do you know  
19 what it means where it says, "TCPA information witnessed  
20 by TCPA Guardian: TCPA disclosure statement witnessed  
21 at the lead event," colon. And it says, "Jornaya cannot  
22 verify TCPA disclosure language because a disclosure was  
23 not tagged on the website according to Jornaya's  
24 standard instructions."

25          Do you know what that means?

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1 A. I do not.

2 Q. And have you ever talked to anyone at Jornaya  
3 about that LeadiD or that language?

4 A. I have not.

5 Q. Okay. And similarly -- no, we've already  
6 covered that.

7 And having reviewed all of these subpoena  
8 responses in this case, is it still Quote -- your  
9 position that Mr. Mantha consented to receive  
10 telemarketing texts from QuoteWizard?

11 MR. POLANSKY: Objection.

12 A. It's our opinion that consent was provided.

13 Q. (BY MR. BRODERICK:) And that consent was on  
14 SnappyAutoInsurance.com?

15 A. According to the email that I received from  
16 RevPoint Media, yes.

17 MR. BRODERICK: Okay. All right. Well, I  
18 don't have anything further. Thank you very much for  
19 your time. And I don't know if Kevin has any questions  
20 for you.

21 MR. POLANSKY: I do. I just have a couple.  
22 This won't take all but a few minutes, but there are a  
23 couple of areas that I want to clarify stuff on.

1

EXAMINATION

2

BY MR. POLANSKY:

3

Q. Okay. So first I want to switch gears and go back to Exhibit 6.

5

A. Okay.

6

7

Q. Now, I understand that you haven't seen this document before, but you were asked some questions on it, specifically as it related to auto insurance quotes.

8

A. Yes, I believe so.

9

10

11

12

13

Q. I want to go to page I think it's 16 of 20 on Exhibit 6. And if you scroll to the very bottom of that page, it's the last sentence where it says, starts, "Taking advantage of...."

14

15

A. For some reason, the page numbers aren't showing up.

16

Oh, here we go. Hold on one sec.

17

Q. It's the page where it says enter zip code.

18

A. Okay.

19

20

21

Q. Okay? So go to the very bottom of that page. I'm going to direct you as best I can. It says, "Call 1-888-920-8495 for your Instant Quote now."

22

A. Yes.

23

24

Q. Okay. And so I want to first look at that phone number. So write down that phone number --

25

A. Okay.

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1 Q. -- and tell me when you've done that.

2 A. Okay.

3 Q. And then pop out of that exhibit and go to  
4 Exhibit 2, the QuoteWizard opt in.

5 A. Okay.

6 Q. And go to the "TCPA Disclosure" that you  
7 copied and pasted from the SnappyAutoInsurance website.

8 A. Uh-huh.

9 Q. Can you tell me if those phone numbers are a  
10 match?

11 A. Yes, they match.

12 Q. Okay. So now do you see where it says, right  
13 before that phone number, "please call  
14 AutoInsurQuotes.com"?

15 A. Yes.

16 Q. You were asked some questions earlier about  
17 AutoInsurQuotes.com; is that right?

18 A. Yes.

19 Q. I want you to go back to Exhibit 6 and, if you  
20 can, I know this is not the most easy thing, but go back  
21 to that page you just had the phone number.

22 A. Uh-huh.

23 Q. On my screen it comes up as page 16 of 20. I  
24 don't know what it shows up on yours.

25 Under that phone number, do you see where it

1           says "SnappyAutoInsurance.com"?

2           A.     Yes.

3           Q.     And then do you see where it says "Copyright  
4           2013"?

5           A.     Yes.

6           Q.     And then on your page is there another  
7           sentence there?

8           A.     Yes.

9           Q.     Okay. Can you read that sentence to me?

10          A.     "Taking advantage of this free Auto Insurance  
11           Quote service is completely optional and will not impact  
12           your ability to win samples, prizing, or sweepstakes."

13          Q.     Okay. So it says "Auto Insurance Quote  
14           service." Do you see that?

15          A.     Yes.

16          Q.     Okay. Now, looking at the same page, at the  
17           very top of that page do you see where it looks like  
18           there is a website, URL address,  
19           "SnappyAutoInsurance.com"?

20          A.     Yes.

21          Q.     And underneath it says "58 captures"?

22          A.     Uh-huh.

23          Q.     Do you -- do you understand what those 58  
24           captures are?

25          A.     I do not.

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1 Q. Okay. And do you see the dates 10 March 2014  
2 to September 6, 2019?

3 A. Uh-huh.

4 Q. And you don't know what those dates are,  
5 either, I assume; is that correct?

6 A. I do not.

7 Q. Okay. Now, you testified earlier that you  
8 went on to the SnappyAutoInsurance.com website to obtain  
9 the "TCPA Disclosure" that you believe Mr. Mantha would  
10 have seen; is that correct?

11 A. Yes.

12 Q. Do you know if you went into and entered any  
13 information to get in this form here on page six -- or  
14 Exhibit 6?

15 A. Yes.

16 Q. Okay. So what you're looking at isn't the  
17 final form that you saw?

18 A. No.

19 Q. And again, you don't -- you don't have any  
20 understanding, sitting here today, what the 58 captures  
21 are?

22 A. I do not.

23 Q. Earlier you were asked some questions by  
24 plaintiff's counsel about when you prepared the Quote --  
25 the QuoteWizard data file, the opt in information; is

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1           that right?

2           A.     Yes.

3           Q.     And you kept on referring to a "complaint."

4           When you say "complaint," are you referring to a demand  
5           letter, or are you referring to a complaint that was  
6           filed in this lawsuit?

7           A.     I may have misspoke. It was the original  
8           demand letter that we got.

9           Q.     Okay. So after -- so if I understand  
10          correctly, after receiving that demand letter, that's  
11          when you reached out to RevPoint for the consent  
12          information?

13          A.     Yes.

14          Q.     So you were using "complaint" to mean demand  
15          letter, just to be clear for the record?

16          A.     Yeah. I apologize. I'm not a lawyer.

17          Q.     Okay. Going back to Exhibit 2, which is the  
18          QuoteWizard opt in, and I think you cleared this up but  
19          I just want to make sure the record is clear.

20           Now, after receiving that demand letter, you  
21          reached out to Michael Fishman at QuoteWizard; is that  
22          right?

23          A.     Of RevPoint.

24          Q.     Oh, excuse me, of RevPoint.

25          A.     Yeah.

1 Q. And he provided information to you via email?

2 A. Correct.

3 Q. And you used that information to prepare at  
4 least a portion of Exhibit 2; is that right?

5 A. Yes.

6 Q. Now, you said the other information came from  
7 your data system at QuoteWizard; is that right?

8 A. Yes.

9 Q. Did QuoteWizard generate any of that  
10 information, or is that information that came from  
11 RevPoint?

12 A. It all ultimately came from RevPoint. It's  
13 just I went to our database, because that's where it's  
14 stored for me.

15 Q. Okay.

16 A. But all this information in this ultimately  
17 came from RevPoint.

18 Q. So I just want to be clear. So QuoteWizard  
19 didn't create any of this data, you just happened to  
20 take it from two different sources and put it together;  
21 right?

22 A. Correct. The only thing that would have been  
23 created by us was the lead purchase date.

24 Q. Okay. And that's the date that you purchased  
25 the lead?

1                   A.     Yeah, the date that our system recognizes that  
2                   the lead was purchased.

3 MR. POLANSKY: Okay. That might be all I  
4 have. Just give me one second to go over my notes.

5 | That's all I have.

6 MR. POLANSKY: Ted, do you have any questions?

## **EXAMINATION**

8 BY MR. BRODERICK:

9 Q. With the document that is Exhibit 2, the  
10 QuoteWizard opt in, you said you did it in Word. Would  
11 that document have a created-on date?

A. I don't know.

13 Q. When you look at "Properties" -- do you know  
14 how to do that?

15                   A. I'd have to -- are you asking me to open up my  
16 original file?

Q. Do you still have it in Word?

A. I believe so.

19 Q. I have the impression you weren't sure on the  
20 date when I asked you about when it was created. Are  
21 you -- do you know when you received the demand letter?

22                   A. I'd have to check emails for that. I don't  
23 know off the top of my head

Q. And do you know when the complaint was filed?

25 A T do not

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1           Q. And when I say the "complaint," I mean a  
2           complaint in court as opposed to a demand letter.

3           A. I don't.

4           Q. Okay. But is that something that if we go  
5           through counsel we could find out, you know, look at the  
6           date on the Word document, when it was created, meaning  
7           you right click on "Properties" and it tells you when it  
8           was originally created and then when it was -- when it  
9           was sort of last modified?

10          A. I mean, if you're asking me to do that, I can  
11          try and do that.

12          MR. POLANSKY: We'll have you go through  
13          counsel for that, but...

14          MR. BRODERICK: Right. Yeah, I don't mean to  
15          give you homework on the fly.

16          THE WITNESS: Okay.

17          MR. BRODERICK: Okay. All right. Well, with  
18          that, I don't have -- yeah, I don't have anything else.  
19          And I appreciate your patience with the technical snafus  
20          here.

21          THE WITNESS: Not a problem.

22          MR. POLANSKY: That's great. Thank you,  
23          Matthew.

24          MR. BRODERICK: Thank you very much.

25          THE VIDEOGRAPHER: This is the end of the

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1           30(b)(6) deposition of QuoteWizard.com represented by  
2           Matthew Weeks. We are going off the record at  
3           approximately 4:57 p.m. in the Eastern Time Zone.

4           (Deposition recessed at 4:57 p.m.)

5           (Signature was reserved.)

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1 REPORTER'S CERTIFICATE

2 I, CHERYL O. SPRY, the undersigned Certified Court  
3 Reporter, pursuant to RCW 5.28.010, authorized to  
4 administer oaths and affirmations in and for the State  
5 of Washington, do hereby certify that the sworn  
6 testimony and/or proceedings, a transcript of which is  
7 attached, was given before me at the time and place  
8 stated therein; that any and/or all witness(es) were by  
9 me duly sworn to testify to the truth; that the sworn  
10 testimony and/or proceedings were by me stenographically  
11 recorded and transcribed under my supervision, to the  
12 best of my ability; that the foregoing transcript  
13 contains a full, true, and accurate record of all the  
14 sworn testimony and/or proceedings given and occurring  
15 at the time and place stated in the transcript; that a  
16 review of which was requested; that I am in no way  
17 related to any party to the matter, nor to any counsel,  
18 nor do I have any financial interest in the event of the  
19 cause.

20 WITNESS MY HAND AND DIGITAL SIGNATURE THIS 4th day  
21 of AUGUST, 2020.

22   
23

24 CHERYL O. SPRY

25 Washington State Certified Court Reporter No. 2226

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1 Kevin Polansky, Esq.

2 kevin.polansky@nelsonmullins.com

3 August 4, 2020

4 RE: Mantha, Joseph v. Quotewizard.Com, LLC

5 7/22/2020, Matthew Weeks (#4182716)

6 The above-referenced transcript is available for  
7 review.

8 Within the applicable timeframe, the witness should  
9 read the testimony to verify its accuracy. If there are  
10 any changes, the witness should note those with the  
11 reason, on the attached Errata Sheet.

12 The witness should sign the Acknowledgment of  
13 Deponent and Errata and return to the deposing attorney.  
14 Copies should be sent to all counsel, and to Veritext at  
15 cs-ny@veritext.com.

16  
17 Return completed errata within 30 days from  
18 receipt of testimony.

19 If the witness fails to do so within the time  
20 allotted, the transcript may be used as if signed.

21  
22 Yours,  
23

24 Veritext Legal Solutions  
25

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1 Mantha, Joseph v. Quotewizard.Com, LLC

2 Matthew Weeks (#4182716)

3 E R R A T A S H E E T

4 PAGE \_\_\_\_\_ LINE \_\_\_\_\_ CHANGE \_\_\_\_\_

5 \_\_\_\_\_

6 REASON \_\_\_\_\_

7 PAGE \_\_\_\_\_ LINE \_\_\_\_\_ CHANGE \_\_\_\_\_

8 \_\_\_\_\_

9 REASON \_\_\_\_\_

10 PAGE \_\_\_\_\_ LINE \_\_\_\_\_ CHANGE \_\_\_\_\_

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12 REASON \_\_\_\_\_

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15 REASON \_\_\_\_\_

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20 \_\_\_\_\_

21 REASON \_\_\_\_\_

22 \_\_\_\_\_

23 \_\_\_\_\_

24 Matthew Weeks Date

25 \_\_\_\_\_

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1 Mantha, Joseph v. Quotewizard.Com, LLC

2 Matthew Weeks (#4182716)

3 ACKNOWLEDGEMENT OF DEPONENT

4 I, Matthew Weeks, do hereby declare that I  
5 have read the foregoing transcript, I have made any  
6 corrections, additions, or changes I deemed necessary as  
7 noted above to be appended hereto, and that the same is  
8 a true, correct and complete transcript of the testimony  
9 given by me.

10

11

12

Matthew Weeks

Date

13

\*If notary is required

14

SUBSCRIBED AND SWORN TO BEFORE ME THIS

15

\_\_\_\_\_ DAY OF \_\_\_\_\_, 20 \_\_\_\_.

16

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18

NOTARY PUBLIC

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[&amp; - address]

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[brown - corrections]

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[correctly - example]

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Federal Rules of Civil Procedure

Rule 30

(e) Review By the Witness; Changes.

(1) Review; Statement of Changes. On request by the deponent or a party before the deposition is completed, the deponent must be allowed 30 days after being notified by the officer that the transcript or recording is available in which:

(A) to review the transcript or recording; and

(B) if there are changes in form or substance, to sign a statement listing the changes and the reasons for making them.

(2) Changes Indicated in the Officer's Certificate. The officer must note in the certificate prescribed by Rule 30(f)(1) whether a review was requested and, if so, must attach any changes the deponent makes during the 30-day period.

DISCLAIMER: THE FOREGOING FEDERAL PROCEDURE RULES ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY.

THE ABOVE RULES ARE CURRENT AS OF APRIL 1, 2019. PLEASE REFER TO THE APPLICABLE FEDERAL RULES OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

VERITEXT LEGAL SOLUTIONS  
COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

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